~ Application No. 09/588,478

## **EVIDENCE APPENDIX**

No extrinsic evidence is relied on in this Appeal Brief.

Application No. 09/588,478

## RELATED PROCEEDINGS APPENDIX

Appellant is unaware of any related proceedings.

## **McDermott** Will&Emery

Boston Brussels Chicago Düsseldorf London Los Angeles Miami Milan Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.

FACSIMILE

Date:

December 14, 2005

Time Sent:

To:

Company:

Facsimile No:

Telephone No:

Ms. Delores Lowe

USPTO - Board of Patent Appeals and Interferences

571-273-0299

From:

Bernard P. Codd

Direct Phone:

202.756.8182

E-Mail:

bcodd@mwe.com

Sent By:

Kim Pollard

Direct Phone:

202.756.8695

Client/Matter/Tkpr:

50073-030/TK#5624

Original to Follow by Mail:

Nο

3

Number of Pages, Including Cover:

Re:

USSN 09/588,478

Message:

Attention: Ms. Lowc

Responding to your telephone request, attached are the additional sections Evidence of Appendix and Related Proceedings Appendix, which are required and are supplemental to the Appeal Brief filed in the USPTO on March 29, 2005. We apologize that these sections were omitted and believe the Brief is now in good order for examination.

Thank you.

Bernard P. Codd, Reg. No. 46,429

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination. distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the below address by mail. Thank you.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL KIM POLLARD AS SOON AS POSSIBLE AT 202.756.8695.

Main Facsimile: 202.756.8087

Facsimile Operator, 202,756,8090

U.S. practice conducted through McDermott Will & Emery LLP. 600 Thirteenth Street, N.W.

Washington, D.C. 20005-3098

Telephone: 202,756.8000